

Arizona Supreme Court
Criminal Death Penalty Appeal

CR-14-0351-AP

STATE OF ARIZONA v JOSE ALEJANDRO ACUNA VALENZUELA

Appellate Case Information

Case Filed: 17-Oct-2014
Case Closed:

Dept/Composition

En Banc

Hon. Scott Bales
Hon. John Pelander
Hon. Robert M. Brutinel
Hon. Ann A. Scott Timmer
Hon. Clint Bolick

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Mark Brnovich, Esq. (AZ Bar No. 14134)
Thomas C Horne, Esq. (AZ Bar No. 2951)
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Robert L Ellman, Esq. (AZ Bar No. 14410)
Jeffrey A Zick, Esq. (AZ Bar No. 18712)
Lacey Stover Gard, Esq. (AZ Bar No. 22714)
Kristin L Larish, Esq. (AZ Bar No. 15862)
Jacinda A Lanum, Esq. (AZ Bar No. 31226)

Side 2. JOSE ALEJANDRO ACUNA VALENZUELA, Appellant

(Litigant Group) JOSE ALEJANDRO ACUNA VALENZUELA

- Jose Alejandro Acuna Valenzuela

Attorneys for: Appellant

Thomas E Glow, Esq. (AZ Bar No. 12725)
Steve B Koestner, Esq. (AZ Bar No. 11566)
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Kerri L Chamberlin, Esq. (AZ Bar No. 18295)
Colin F Stearns, Esq. (AZ Bar No. 27845)

CASE STATUS

Dec 2, 2016.....At Issue

Aug 30, 2016....Oral Argument Granted

Jul 13, 2015.....Record Complete

Oct 17, 2014.....Pending

PREDECESSOR CASE(S)

MAR CR2011-140108-001

Cause/Charge/Class

First Degree Murder

Judgment/Sentence

Death

Judge, Role <Comments>

Peter C Reinstein, Trial

Trial

JURY

Dispo

135 PROCEEDING ENTRIES

1. 17-Oct-2014 FILED: Notice of Appeal (Clerk, MCSC) (Judgment filed in MCSC 10/7/2014)
2. 7-Nov-2014 FILED: First Motion for Extension of Time to File Transcript (Helene Paustain)
3. 12-Nov-2014 Helene Paustian, Court Reporter, having filed a first request for extension of time to file the Reporter's transcript,
IT IS ORDERED granting Helene Paustian, Court Reporter, a first extension of time to and including December 8, 2014, in which to file the Reporter's Transcript in the above-entitled matter. (Janet Johnson, Clerk)
4. 14-Nov-2014 FILED: Reporter's Transcript - 5/20/14 (Kristi Week)
5. 15-Nov-2014 FILED: Reporter's Transcript - 10/27/11 - Rule 6.8 Conference (Cindy Lineburg)
6. 18-Nov-2014 FILED: Reporter's Transcript - 8/6/14 PM - Trial (Luz Franco)
7. 20-Nov-2014 FILED: Motion for Extension of Time to File Transcripts (Pamela Remus)

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8. 20-Nov-2014 FILED: Record on Appeal - MCSC:
- Envelopes:
Env. No 1 - 8/10/11 (SEALED) Grand Jury Transcript (Luz Franco)
Env. No 2 - SEALED Criminal History Report
- 2 Boxes in Exh Room:
- Brown Box 1:
- 1 manila env - HD 3/21/14: List; Pltf Exh Nos. 1-9
- EXHIBITS – List;
- Stip Exh Nos 1-29; 32-39; 132; 156; 168; 179-181; 194; 214; 215; 233-237;
- Pltf Exh Nos 41-131; 133; 134; 140-144; 147-155; 157-167; 169-178; 182-193; 195-206; 208-213; 216-226; 229-231; 239-247; 263-280; 284; 288-326; 330-356; 357-366; 369-371; 383-395; 398;
- Def Exh Nos 375;
- Court Exh Nos 397; 399-401
- Box 2:
- Pltf Exh Nos 232(CD); 248-250; 285(CD); 374(CD); 419; 420(CD); 421(CD); 422(CD); 423(CD); 424(CD)
- Def Exh Nos 40; 377; 379(CD); 380; 396(CD); 414-417
9. 21-Nov-2014 FILED: Reporter's Transcript - 6/18/14 (Cindy Lineburg)
10. 25-Nov-2014 Pamela D Remus, Court Reporter, having filed a "Motion for Extension of Time to File Transcripts,"
- IT IS ORDERED granting Pamela D Remus, Court Reporter, a first extension of time to and including December 31, 2014, in which to file 32 Reporter's Transcripts in the above-entitled matter.
- IT IS FURTHER ORDERED granting Pamela D Remus time to and including January 23, 2015, in which to file the remaining Reporter's Transcripts in the above-entitled matter. (Hon. Robert M. Brutinel)
11. 1-Dec-2014 FILED: First Motion for Extension of Time to File Transcripts (Laura Ashbrook)
12. 2-Dec-2014 Laura Ashbrook, Court Reporter, having filed a first request for extension of time to file transcripts,
- IT IS ORDERED granting Laura Ashbrook, Court Reporter, a first extension of time to and including January 15, 2015, in which to file Reporter's Transcripts in the above-entitled matter. (Janet Johnson, Clerk)
13. 3-Dec-2014 FILED: Reporter's Transcript - 4/29/14 - Status Conference (Lydia Estrada-Gray)
14. 3-Dec-2014 FILED: Reporter's Transcript - 3/12/14 - Status Conference (Lydia Estrada-Gray)
15. 3-Dec-2014 FILED: Reporter's Transcript - 2/19/14 - Status Conference (Lydia Estrada-Gray)
16. 8-Dec-2014 FILED: Reporter's Transcript - 8/19/14 - Jury Trial (Helene Paustian)
17. 10-Dec-2014 FILED: Supplemental Record on Appeal - MCSC:
- Brown Box 1:
- 1 manila env - Pltf Exh 259
18. 12-Dec-2014 FILED: Reporter's Transcript - 6/18/14 Oral Argument (Patricia Kotarba)
19. 13-Dec-2014 FILED: Reporter's Transcript - 7/9/14 Voir Dire (Patricia Kotarba)
20. 14-Dec-2014 FILED: Reporter's Transcript - 8/20/13 (Denise Vaishville)
21. 15-Dec-2014 FILED: Reporter's Transcript - 7/10/14 - Trial (Nicole Sesta)
22. 22-Dec-2014 FILED: Reporter's Transcript - 7/9/14 - Voir Dire (Scott Coniam)
23. 8-Jan-2015 FILED: Transcript - 8/18/11 - Not Guilty Arraignment (William Garling, Transcriptionist)

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24.	8-Jan-2015	FILED: Transcript - 10/3/11 - Initial Pretrial Conference (William Garling, Transcriptionist)
25.	13-Jan-2015	FILED: Reporter's Transcript - 6/18/14 (Cindy Lineburg)
26.	19-Jan-2015	FILED: Reporter's Transcript - 4/19/13 - Oral Argument (Laura Ashbrook)
27.	19-Jan-2015	FILED: Reporter's Transcript - 5/3/13 - Oral Argument (Laura Ashbrook)
28.	21-Jan-2015	FILED: Reporter Transcript - Jury Selection - Day Two - 7/2/14 (Pamela Remus)
29.	21-Jan-2015	FILED: Reporter Transcript - Jury Selection - Day One - 7/1/14 (Pamela Remus)
30.	22-Jan-2015	FILED: Motion for Second Extension of Time to File Transcripts (Pamela Remus)
31.	26-Jan-2015	Pamela D. Remus, Court Reporter, having filed a second request for extension of time to file transcripts, IT IS ORDERED granting Pamela Remus, Court Reporter, a second extension of time to and including March 9, 2015, in which to file Reporter's Transcripts in the above-entitled matter. (Hon. Robert M. Brutinel)
32.	20-Nov-2014	FILED: Supplemental Record on Appeal - MCSC: Index; Instruments and MEs; Juror Questionnaires (Electronic)
33.	5-Mar-2015	FILED: Reporter's Transcript - 11/15/2011 - Complex Case Management Conference (Pamela Remus)
34.	5-Mar-2015	FILED: Reporter's Transcript - 1/19/2012 - Complex Case Management Conference (Pamela Remus)
35.	5-Mar-2015	FILED: Reporter's Transcript - 3/23/2012 - Complex Case Management Conference (Pamela Remus)
36.	5-Mar-2015	FILED: Reporter's Transcript - 5/7/2012 - Complex Case Management Conference (Pamela Remus)
37.	5-Mar-2015	FILED: Reporter's Transcript - 7/9/2012 - Complex Case Management Conference (Pamela Remus)
38.	5-Mar-2015	FILED: Reporter's Transcript - 9/19/2012 - Complex Case Management Conference (Pamela Remus)
39.	5-Mar-2015	FILED: Reporter's Transcript- 10/25/2012 (Pamela Remus)
40.	5-Mar-2015	FILED: Reporter's Transcript - 12/17/2012 - Complex Case Management Conference (Pamela Remus)
41.	5-Mar-2015	FILED: Reporter's Transcript - 1/23/2013 - Complex Case Management Conference (Pamela Remus)
42.	5-Mar-2015	FILED: Reporter's Transcript - 4/23/2013 - Complex Case Management Conference (Pamela Remus)
43.	5-Mar-2015	FILED: Reporter's Transcript - 3/5/2013 - Complex Case Management Conference (Pamela Remus)
44.	5-Mar-2015	FILED: Reporter's Transcript - 5/28/2013 - Complex Case Management Conference (Pamela Remus)
45.	6-Mar-2015	FILED: Reporter's Transcript - 12/3/2013 - Complex Case Management Conference (Pamela Remus)
46.	6-Mar-2015	FILED: Reporter's Transcript - 7/2/2013 - Complex Case Management Conference (Pamela Remus)
47.	6-Mar-2015	FILED: Reporter's Transcript - 8/23/2013 - Status Conference (Pamela Remus)
48.	6-Mar-2015	FILED: Reporter's Transcript - 10/10/2013 - Complex Case Management Conference (Pamela Remus)
49.	6-Mar-2015	FILED: Reporter's Transcript - 1/30/2014 - Complex Case Management Conference (Pamela Remus)
50.	6-Mar-2015	FILED: Reporter's Transcript - 1/7/2014 - Complex Case Management Conference (Pamela Remus)
51.	6-Mar-2015	FILED: Reporter's Transcript - 2/25/2014 - Complex Case Management Conference (Pamela Remus)
52.	6-Mar-2015	FILED: Reporter's Transcript - 2/26/2014 - Complex Case Management Conference (Pamela Remus)
53.	9-Mar-2015	FILED: Reporter Transcript - 4/11/2014 - Oral Argument (Pamela Remus)
54.	9-Mar-2015	FILED: (Third) Motion for Extension of Time to File Transcripts (Pamela Remus)
55.	10-Mar-2015	Pamela D. Remus, Court Reporter, having filed a third request for extension of time to file transcripts, IT IS ORDERED granting Pamela D. Remus, Court Reporter, a third extension of time to and including April 9, 2015, in which to file Reporter's Transcripts in the above-entitled matter. (Hon. Robert M. Brutinel)
56.	10-Mar-2015	FILED: Reporter Transcript - 3/21/2014 (Pamela Remus)

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57.	13-Mar-2015	FILED: Reporter Transcript - 6/3/2014 - Pretrial Conference (Pamela Remus)
58.	16-Mar-2015	FILED: Letter Re: Appointed Counsel (Appellant Acuna Valenzuela)
59.	17-Mar-2015	FILED: Response to Letter Re: Appointed Counsel (Janet Johnson, Clerk)
60.	17-Mar-2015	FILED: Reporter Transcript - 6/23/2014 - Status Conference (Pamela Remus)
61.	23-Mar-2015	FILED: Supplemental Record on Appeal - MCSC: Instruments and MEs (Electronic) Envelope (1): Env. No 2 - (SEALED) Criminal History Report
62.	8-Apr-2015	FILED: Reporter's Transcript - 7/7/2014 - Jury Selection (Pamela Remus)
63.	8-Apr-2015	FILED: Reporter's Transcript - 1/30/2015 - Sentencing (Pamela Remus)
64.	9-Apr-2015	FILED: Reporter's Transcript - 7/8/2014 - Jury Selection (Pamela Remus)
65.	9-Apr-2015	FILED: Reporter's Transcript - 7/9/2014 - Jury Selection (Pamela Remus)
66.	9-Apr-2015	FILED: Reporter's Transcript - 10/1/2014 - Closing Statements (Pamela Remus)
67.	9-Apr-2015	FILED: Reporter's Transcript - 6/30/2014 - Pretrial Conference (Pamela Remus)
68.	9-Apr-2015	FILED: Reporter's Transcript - 10/6/2014 - Verdict (Pamela Remus)
69.	9-Apr-2015	FILED: Motion for Extension of Time to File Transcripts (Pamela Remus)
70.	13-Apr-2015	Upon considering Court Reporter Pamela Remus's fourth Motion for Extension of Time to File Transcripts, IT IS ORDERED granting an extension to and including May 15, 2015 to file the remaining transcripts. No further extensions shall be granted. (Hon. Ann A. Scott Timmer)
71.	13-May-2015	FILED: Reporter's Transcript - 7/14/2014 - Trial Day Seven (Pamela Remus)
72.	13-May-2015	FILED: Reporter's Transcript - 3/28/2014 (Pamela Remus)
73.	13-May-2015	FILED: (Duplicate) Reporter's Transcript - 6/30/2014 (Pamela Remus)
74.	15-May-2015	FILED: Reporter Transcript - 7/10/2014 - Jury Selection - Day Six (Missing pages 79, 80, 177) (Pamela Remus)
75.	15-May-2015	FILED: Reporter Transcript - 7/22/2014 - Jury Trial - Day Eleven (Pamela Remus)
76.	15-May-2015	FILED: Reporter Transcript - 7/23/2014 - Jury Trial - Day Twelve (Pamela Remus)
77.	15-May-2015	FILED: Reporter Transcript - 7/16/2014 Hearing (Pamela Remus)
78.	15-May-2015	FILED: Reporter Transcript - 7/17/2014 - Jury Selection - Day Nine (Pamela Remus)
79.	18-May-2015	FILED: Notice of Appearance (Attorney Stover Gard for Appellee State); Certificate of Service (Appellee State)
80.	18-May-2015	FILED: Reporter's Transcript - 7/15/2014 - Jury Selection - Day 8 (Pamela Remus)
81.	18-May-2015	FILED: Reporter's Transcript - 8/6/2014 - Jury Trial - Day 16 (Pamela Remus)
82.	20-May-2015	FILED: Reporter's Transcript - 7/21/2014 - Jury Trial - Day 10 (Pamela Remus)
83.	20-May-2015	FILED: Reporter's Transcript - 7/24/2014 - Jury Trial - Day 13 (Pamela Remus)
84.	22-May-2015	FILED: Reporter's Transcript - 8/4/2014 - Jury Trial - Day 14 (Pamela Remus)
85.	22-May-2015	FILED: Reporter's Transcript - 8/5/2014 - Jury Trial - Day 15 (Pamela Remus)
86.	29-May-2015	FILED: Reporter's Transcript - 8/7/2014 - Jury Trial - Day 17 (Pamela Remus)
87.	29-May-2015	FILED: Reporter's Transcript - 8/11/2014 - Jury Trial - Day 18 (Pamela Remus)
88.	29-May-2015	FILED: Reporter's Transcript - 8/12/2014 - Jury Trial - Day 19 (Pamela Remus)
89.	5-Jun-2015	FILED: Reporter's Transcript - 8/13/2014 - Jury Trial - Day 20 (Pamela Remus)

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90.	8-Jun-2015	FILED: Reporter's Transcript - 8/14/2014 - Jury Trial - Day 21 (Pamela Remus)
91.	9-Jun-2015	FILED: Reporter's Transcript - 9/23/2014 - Motions Hearing (Pamela Remus)
92.	12-Jun-2015	FILED: Reporter's Transcript - 8/18/2014 - Jury Trial - Day 22 (Pamela Remus)
93.	15-Jun-2015	FILED: Reporter's Transcript - 8/20/2014 - Jury Trial - Day 24 (Pamela Remus)
94.	16-Jun-2015	FILED: Reporter's Transcript - 8/25/2014 - Jury Trial - Day 25 (Pamela Remus)
95.	18-Jun-2015	FILED: Reporter's Transcript - 8/26/2014 - Jury Trial - Day 26 (Pamela Remus)
96.	24-Jun-2015	FILED: Reporter's Transcript - 8/27/2014 - Jury Trial - Day 27 (Pamela Remus)
97.	30-Jun-2015	FILED: Reporter Transcript - 9/4/2014 - Jury Trial - Day 31 (Pamela Remus)
98.	2-Jul-2015	FILED: Reporter Transcript - Jury Trial - Day 28 - 8/28/14 (Pamela Remus)
99.	10-Jul-2015	FILED: Reporter Transcript - Jury Trial - Day 29 - 9/2/14 (Pamela Remus)
100.	10-Jul-2015	FILED: Reporter Transcript - Jury Trial - Day 30 - 9/3/14 (Pamela Remus)
101.	13-Jul-2015	FILED: Reporter Transcript - Jury Trial - Day 32 - 9/29/14 (Pamela Remus)
102.	13-Jul-2015	FILED: Reporter Transcript - Jury Trial - Day 33 - 9/30/14 (Pamela Remus)
		RECORD COMPLETE
103.	16-Jul-2015	FILED: Motion to Unseal Records, Exhibits, and Transcripts; Certificate of Service (Appellant Valenzuela)
104.	23-Jul-2015	<p>The Clerk of the Court has determined that the record on appeal is complete. Therefore,</p> <p>IT IS ORDERED that Appellant's Opening Brief shall be filed no later than October 22, 2015. The Answering Brief shall be filed no later than sixty (60) days after service of the Opening Brief. The Reply Brief shall be filed no later than thirty (30) days after service of the Answering Brief. (Hon. Robert M. Brutinel)</p>
105.	4-Aug-2015	<p>Upon considering Appellant's Motion to Unseal Records, Exhibits, and Transcripts,</p> <p>IT IS ORDERED that the Clerk of this Court shall provide Appellant's counsel with a digital copy of the following sealed documents: Grand Jury Transcript dated 8/10/11; Juror Questionnaires; Juror Lists; Criminal History Report; Record on Appeal Items 526, 528, 530-632, 642-643, 651, 665, 673, 680. Counsel shall provide discs if required by the Clerk. The Clerk shall provide copies of the same sealed documents to the State's counsel upon request.</p> <p>IT IS FURTHER ORDERED that pursuant to Rule 123(e)(10), Rules of the Supreme Court, counsel shall maintain the confidentiality of all information that personally identifies jurors.</p> <p>IT IS FURTHER ORDERED that the motion is denied as to "Juror Biographical Information." No documents of that description are part of the record on appeal (Hon. Ann A. Scott Timmer)</p>
106.	22-Oct-2015	FILED: Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellant Valenzuela)
107.	22-Oct-2015	<p>A "Motion for Extension of Time to File Opening Brief" having been filed by Appellant Acuna Valenzuela on October 22, 2015,</p> <p>IT IS ORDERED granting a first extension of time to file the Opening Brief on or before December 21, 2015. (Janet Johnson, Clerk)</p>
108.	21-Dec-2015	FILED: (Second) Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellant Valenzuela)
109.	21-Dec-2015	<p>A "(Second) Motion for Extension of Time to File Opening Brief" having been filed by Appellant Acuna Valenzuela on December 21, 2015,</p> <p>IT IS ORDERED granting a second extension of time to file the Opening Brief on or before February 19, 2016. (Hon. Ann A. Scott Timmer)</p>
110.	22-Dec-2015	FILED: Notice of Appearance; Certificate of Service (Appellee State)
111.	16-Feb-2016	FILED: Motion for Additional Transcription; Certificate of Service (Appellant Valenzuela)
112.	16-Feb-2016	FILED: Motion to Supplement the Record on Appeal; Certificate of Service (Appellant Valenzuela)
113.	16-Feb-2016	FILED: (Amended) Motion to Supplement the Record on Appeal; Certificate of Service (Appellant Valenzuela)

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114. 19-Feb-2016 Upon considering Appellant's Motion for Additional Transcription and Motion to Supplement the Record on Appeal,
- IT IS ORDERED granting the motion regarding the transcript of the January 25, 2013 proceedings in State v. Gittens, CR2010-007912-002. The transcript of the May 3, 2013 proceedings has already been filed in this appeal.
- IT IS FURTHER ORDERED that no later than February 29, 2016, court reporter Laura Ashbrook shall file in this appeal the transcript of the January 25, 2013 proceedings in State v. Gittens, CR2010-007912-002.
- IT IS FURTHER ORDERED the Motion to Supplement the Record on Appeal is granted. The documents attached to the motion shall be included in the record on appeal.
- IT IS FURTHER ORDERED granting a third extension of time to file the Opening Brief on or before April 4, 2016. (Hon. John Pelander)
115. 22-Feb-2016 FILED: Reporter Transcript - Jury Selection - Day Six - 7/10/14 (includes pages 79, 80, 177) (Pamela Remus)
116. 26-Feb-2016 FILED: Reporter Transcript - State v Gittens Oral Argument - 1/25/13 (Laura Ashbrook)
117. 26-Feb-2016 FILED: Reporters Transcript (01/25/13 [Laura A Ashbrook])
118. 4-Apr-2016 FILED: (Fourth) Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellant Valenzuela)
119. 7-Apr-2016 A "(Fourth) Motion for Extension of Time to File Opening Brief" (Appellant Valenzuela) having been filed on April 4, 2016,
- IT IS ORDERED granting a fourth extension of time to file the Opening Brief on or before May 4, 2016. (Hon. Clint Bolick)
120. 4-May-2016 FILED: (Fifth) Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellant Valenzuela)
121. 5-May-2016 Appellant Valenzuela has filed a Motion for Extension of Time to File Opening Brief requesting "a final 28-day extension time."
- IT IS ORDERED granting a fifth and final extension of time to file the Opening Brief on or before June 1, 2016. No further extension of time will be granted. (Hon. Robert M. Brutinel)
122. 26-May-2016 FILED: Amended Motion to Supplement the Record on Appeal; Certificate of Service (Appellant Valenzuela)
123. 31-May-2016 On May 26, 2016, Appellant Valenzuela filed an "Amended Motion to Supplement the Record on Appeal," requesting to supplement the record with a Motion to Dismiss the Death Penalty, and related documents, filed in State v Gittens, Maricopa County Superior Court No. CR2010-007912-002. After consideration,
- IT IS ORDERED granting the motion. The Motion to Dismiss the Death Penalty, and related documents, shall be incorporated in the record on appeal. (Hon. John Pelander)
124. 1-Jun-2016 FILED: Appellant's Opening Brief; Certificate of Service; Certificate of Compliance (Appellant Valenzuela)
125. 29-Jul-2016 FILED: Appellee's Answering Brief; Certificate of Service; Certificate of Compliance (Appellee State)
126. 30-Aug-2016 VACATED
- On the Court's own motion,
- IT IS ORDERED that the above-entitled and numbered matter will be argued to the Court in due course. Counsel shall be advised of the date and time of oral argument at such time as the hearing date is determined. (Janet Johnson, Clerk)
127. 31-Aug-2016 On the Court's own Motion,
- IT IS ORDERED vacating the Order filed August 30, 2016 as premature.
128. 2-Sep-2016 FILED: Motion for Extension of Time to File Reply Brief; Certificate of Service (Appellant Valenzuela)
129. 6-Sep-2016 A "Motion for Extension of Time to File Reply Brief" (Appellant Valenzuela) having been filed on September 2, 2016,
- IT IS ORDERED granting a first extension of time to file the Reply Brief on or before October 3, 2016. No further extensions of time shall be granted absent extraordinary circumstances. (Janet Johnson, Clerk)
130. 3-Oct-2016 FILED: (Second) Motion for Extension of Time to File Reply Brief; Certificate of Service (Appellant Valenzuela)
131. 3-Oct-2016 A "(Second) Motion for Extension of Time to File Reply Brief" (Appellant Valenzuela) having been filed on October 3, 2016,
- IT IS ORDERED granting a second extension of time to file the Reply Brief on or before November 2, 2016. No further extensions of time shall be granted absent extraordinary circumstances. (Hon. John Pelander)

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| 132. | 2-Nov-2016 | FILED: (Third) Motion for Extension of Time to File Reply Brief; Certificate of Service (Appellant Valenzuela) |
| 133. | 4-Nov-2016 | A third "Motion for Extension of Time to File Reply Brief" (Appellant Valenzuela) having been filed on November 2, 2016,

IT IS ORDERED granting a final extension of time to file the Reply Brief on or before December 2, 2016. No further extensions of time shall be granted. (Janet Johnson, Clerk) |
| 134. | 2-Dec-2016 | FILED: Appellant's Reply Brief; Certificate of Service; Certificate of Compliance (Appellant Valenzuela)

AT ISSUE |
| 135. | 2-Dec-2016 | On the Court's own motion,

IT IS ORDERED that the above-entitled and numbered matter will be argued to the Court in due course. Counsel shall be advised of the date and time of oral argument at such time as the hearing date is determined. (Janet Johnson, Clerk) |